IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

FRIDAY, THE 25TH MAY 2007 / 4TH JYAISHTA 1929

OP.No. 1373 of 2000(L)

PETITIONER:
----

1. **JOHN K.V., PC U 1423, THODUPUZHA POLICE STATION , THODUPUZHA, IDUKKI DIST.**

2. **VIJAYAKUMAR V.P., PC U 1427, KARIMKUNNAM POLICE STATION THODUPUZHA, IDUKKI.**

3. **MATHAI THOMAS, PC U 1428, KULAMAVU POLICE STATION , THODUPUZHA, IDUKKI DIST.**

4. **KUTTIYACHAN K.R., PC U 1446, KALIYAR POLICE STATION THODUPUZHA, IDUKKI DIST.**

5. **ALIYAR V.V., PC U 1458, THODUPUZHA POLICE STATION THODUPUZHA, IDUKKI DIST.**

6. **SUNNY K.D., PC U 1526, TRAFFIC UNIT, THODUPUZHA POLICE STATION, THODUPUZHA, IDUKKI DIST.**

7. **SANTHOSH KUMAR T.N., PC U 1535, VIGILANCE AND ANTI CORRUPTION BUREAU, THODUPUZHA, IDUKKI.**

8. **JOY THOMAS, PC U 1542, VIGILANCE AND ANTI CORRUPTION BUREAU, THODUPUZHA, IDUKKI DIST.**

BY ADV. SRI.O.V.RADHAKRISHNAN
SRI.M.A.THOMAS KUTTY

RESPONDENTS:
----

1. **STATE OF KERALA, REP. BY THE SECRETARY TO GOVT., HOME DEPARTMENT, THIRUVANANTHAPURAM.**

OP NO. 1373/2000

**2. DIRECTOR GENERAL OF POLICE,
THIRUVANANTHAPURAM.**

**3. SUPERINTENDENT OF POLICE,
IDUKKI.**

**4. THOMAS P.S., PC U 1109,
KARIMKUNNAM POLICE STATION, THODUPUZHA.**

**5. GEORGE MATHEW, PC U 1069,
KARIMANOOR POLICE STATION, THODUPUZHA.**

***6. K.K. CHANDRAN, PC U 990,
KUNDUVELIL HOUSE, NETTOR P.O.,
ERNAKULAM, MURICKASSERY POLICE STATION,
IDUKKI DIST.**

***ADDL. R6 IS IMPLEADED AS PER ORDER DATED
22/06/2000 IN CMP NO. 14854/2000.**

**BY ADV. SRI.K.G.ANIL BABU - R4 AND R6
GOVERNMENT PLEADER SRI. T.B. RAMAN
SRI.JOSHI N.THOMAS - R5
SRI.K.G.ANIL BABU**

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 25/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

OP NO. 1373/2000

ORDER ON CMP NO. 2142/2000 IN OP NO. 1373/2000.

DISMISSED

25/05/2007. SD/- THOTTATHIL.B. RADHAKRISHNAN, JUDGE.

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE ORDER DT. 10/12/93 OF THE R3 WITH EXTRACT OF SENIORITY LIST NO. A3. 35552/93 ID.

EXT.P2. COPY OF THE JUDGMENT IN OP NO. 2686/98 OF THIS COURT.

EXT.P3. COPY OF THE ORDER NO. A3. 4018/99/ID DT. 3/09/99 OF THE R3 WITH EXTRACT PROVISIONAL SENIORITY LIST OF LOCAL POLICE CONSTABLES AS ON 1/1/93.

EXT.P4. COPY OF THE OBJECTION DT. 20/09/99 OF THE P8.

EXT.P5. COPY OF THE ORDER NO. A3/4018/99-ID DT. 2/12/99 OF THE R3 FINAL SENIORITY LIST OF LOCAL POLICE CONSTABLES AS ON 1/1/93.

EXT.P6. COPY OF THE DO LETTER NO. 306/89ID DT. 31/7/89 OF THE R3.

EXT.P7. COPY OF THE DO LETTER NO. 49/90-ID DT. 20/2/90 OF THE R3.

EXT.P8. COPY OF THE DO LETTER NO. 520/90 ID DT. 31/12/90 OF THE R3.

EXT.P9. COPY OF THE DO LETTER NO. 414/91-ID DT. 9/11/91 OF THE R3.

EXT.P10. COPY OF THE DO LETTER NO. 156/93 ID DT. 28/6/93 OF THE R3.

EXT.P11. COPY OF THE DO LETTER NO. 349/93 ID DT. 21/12/93 OF THE R3.

EXT.P12. COPY OF THE DO LETTER NO. 24/89 ID DT. 27/1/89 OF THE R3.

EXT.P13. COPY OF THE ORDER NO. A1. 29119/92 ID DT. 17/3/93 OF THE R3.

EXT.P14. COPY OF THE DO LETTER NO. 240/89 ID DT. 22/6/89 OF THE R3.

EXT.P15. COPY OF THE GO MS NO. 145/74/HOME DT. 30/09./74 OF THE R1.

OP NO. 1373/2000

EXT.P16. COPY OF THE ORDER NO. A3. 4018/99/ID DT. 2/12/99 OF THE R3.

EXT.P17. COPY OF THE REPRESENTATION DT. 5/12/99 OF THE P8.

EXT.P18. COPY OF THE ORDER NO. A3. 4018/99 ID DT. 8/12/99 OF THE R3.

EXT.P19. COPY OF THE JUDGMENT IN OP NO. 11557/97 DT. 10/07/98 OF THIS COURT.

EXT.P20. COPY OF THE ORDER NO. A1/7692/98A DT. 8/4/99 OF THE R3.

EXT.P21. COPY OF THE ORDER IN CMP NO. 45661/99 IN OP NO. 26989/99 DT. 10/11/99 OF THIS COURT.

RESPONDENT'S EXHIBITS

EXT.R6A. COPY OF THE JUDGMENT OF THIS COURT IN OP NO. 8978/88 DT. 25/7/90.

EXT.R6B. COPY OF THE GOVT. ORDER GO MS NO. 207/68/HOME DT. 7/6/68.

True copy

tga

THOTTATHIL B. RADHAKRISHNAN, J

- -

O.P.No. 1373 of 2000

- -

Dated this the 25th day of May, 2007

J U D G M E N T

When this matter came up for consideration today for final hearing, the learned counsel for the petitioners submitted that much water has flown under the bridge after the filing of this original petition. As of now, the challenge to the final seniority list as made out in this original petition may be of no consequence having regard to certain supervening events following seniority list. Under such circumstances, while dismissing this original petition, it is clarified that the petitioners will be at liberty to workout their remedies before the competent administrative and statutory authorities, in accordance with law, if they have any grievance in relation to matters that have arisen by treating the impugned final seniority list as final.

THOTTATHIL B.RADHAKRISHNAN
Judge

ms

THOTTATHIL B. RADHAKRISHNAN, J

- -

O.P.No.1373/2000

- -

J U D G M E N T

25th May, 2007